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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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Kenneth L. Levy

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23735 7590 12/24/2008  
DIGIMARC CORPORATION  
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EXAMINER

STANLEY, MARK P

ART UNIT

PAPER NUMBER

2427

MAIL DATE

DELIVERY MODE

12/24/2008

PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

### **NOTICE OF NON-RESPONSIVE AMENDMENT**

The reply filed on 24 September 2008 is not fully responsive to the prior Office Action an omission(s) or matter(s). Applicant's response indicates that claims 19-21 and 24 are newly canceled. The submitted listing of claims however, does not cancel claims 19-21 and 24. None of the necessary arguments are presented vis-a-vis these claims should they remain pending. It is unclear if it was in fact applicant's intention to cancel these claims and if so it is suggested to further amend or cancel claims 22 and 23 due to issues in dependency created by the mere cancellation of claims 19-21 and 24. See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

### ***Contacts***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to MARK P. STANLEY whose telephone number is (571)270-3757. The examiner can normally be reached on 8:00AM - 5:00PM Mon-Fri EST.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Scott Beliveau can be reached on (571) 272-7343. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Art Unit: 2427

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Mark P Stanley/  
Examiner, Art Unit 2427

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Supervisory Patent Examiner, Art Unit 2427